

House Amendment 1084

PAG LIN

1 1 Amend House File 712 as follows:
1 2 #1. Page 1, by inserting before line 1, the
1 3 following:
1 4 <Section 1. Section 69.14A, subsection 1,
1 5 paragraph b, unnumbered paragraph 1, Code 2005, is
1 6 amended to read as follows:
1 7 By special election held to fill the office for the
1 8 remaining balance of the unexpired term. The
1 9 committee of county officers designated to fill the
1 10 vacancy in section 69.8 may, on its own motion, or
1 11 shall, upon receipt of a petition as provided in
1 12 paragraph "a" or "c", call for a special election to
1 13 fill the vacancy in lieu of appointment. The
1 14 committee shall order the special election at the
1 15 earliest practicable date, but giving at least thirty=
1 16 two days' notice of the election. A special election
1 17 called under this section shall be held on a Tuesday
1 18 and shall not be held on the same day as a school
1 19 election within the county.
1 20 Sec. 2. Section 69.14A, subsection 1, Code 2005,
1 21 is amended by adding the following new paragraph:
1 22 NEW PARAGRAPH. c. By appointment of a county
1 23 supervisor in another county by the committee of
1 24 county officers designated to fill the vacancy in
1 25 section 69.8. The appointment shall be made by
1 26 agreement of the committee of county officers and the
1 27 board of supervisors of the county from which the
1 28 supervisor is appointed. The appointment shall be for
1 29 the period until the next pending election as defined
1 30 in section 69.12, and shall be made within forty days
1 31 after the vacancy occurs. If the committee of county
1 32 officers designated to fill the vacancy chooses to
1 33 proceed under this paragraph, the committee shall
1 34 publish notice in the manner prescribed by section
1 35 331.305 stating that the committee intends to fill the
1 36 vacancy by appointment of a county supervisor in
1 37 another county but that the electors of the district
1 38 or county, as the case may be, have the right to file
1 39 a petition requiring that the vacancy be filled by
1 40 special election. The committee may publish notice in
1 41 advance if a supervisor submits a resignation to take
1 42 effect at a future date. The committee may make an
1 43 appointment to fill the vacancy after the notice is
1 44 published or after the vacancy occurs, whichever is
1 45 later. A person appointed under this paragraph is not
1 46 required to be a resident of the county filling the
1 47 vacancy by appointment.
1 48 However, if within fourteen days after publication
1 49 of the notice or within fourteen days after the
1 50 appointment is made, a petition is filed with the
2 1 county auditor requesting a special election to fill
2 2 the vacancy, the appointment is temporary and a
2 3 special election shall be called as provided in
2 4 paragraph "b". The petition shall meet the
2 5 requirements of section 331.306, except that in
2 6 counties where supervisors are elected under plan
2 7 "three", the number of signatures calculated according
2 8 to the formula in section 331.306 shall be divided by
2 9 the number of supervisor districts in the county.>
2 10 #2. Page 1, by inserting after line 4, the
2 11 following:
2 12 <Sec. _____. Section 69.14A, subsection 2, paragraph
2 13 b, unnumbered paragraph 1, Code 2005, is amended to
2 14 read as follows:
2 15 By special election held to fill the office for the
2 16 remaining balance of the unexpired term. The board of
2 17 supervisors may, on its own motion, or shall, upon
2 18 receipt of a petition as provided in paragraph "a" or
2 19 "c", call for a special election to fill the vacancy
2 20 in lieu of appointment. The supervisors shall order
2 21 the special election at the earliest practicable date,
2 22 but giving at least thirty=two days' notice of the
2 23 election. A special election called under this
2 24 section shall be held on a Tuesday and shall not be

2 25 held on the same day as a school election within the
2 26 county.>
2 27 #3. Page 1, line 20, by inserting after the word
2 28 <county> the following: <but that the electors of the
2 29 county have the right to file a petition requiring
2 30 that the vacancy be filled by special election>.
2 31 #4. Page 1, by inserting after line 26, the
2 32 following:
2 33 <However, if within fourteen days after publication
2 34 of the notice or within fourteen days after the
2 35 appointment is made, a petition is filed with the
2 36 county auditor requesting a special election to fill
2 37 the vacancy, the appointment is temporary and a
2 38 special election shall be called as provided in
2 39 paragraph "b". The petition shall meet the
2 40 requirements of section 331.306.>
2 41 #5. By renumbering as necessary.
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2 45 GASKILL of Wapello
2 46 HF 712.201 81
2 47 sc/sh/259